

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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|------------------------------------|---|-------------------------------|
| Dana-Farber Cancer Institute, Inc. |) | |
| Plaintiff |) | |
| |) | |
| v. |) | Civil Action No. 04-12612-RCL |
| |) | |
| BOC Group, Inc. |) | |
| Defendant |) | |

ORDER OF RECUSAL

LINDSAY, D.J.

I hereby recuse myself with respect to the above-entitled action. The plaintiff, Dana-Farber Cancer Institute, Inc., is affiliated with Partners Healthcare and two of its member hospitals. I am an overseer of Partners and former trustee and overseer of a Partners affiliated hospital.

/s/ REGINALD C. LINDSAY

United States District Judge

DATED: February 4, 2005